

1 APPEARANCES (cont.):

2 MS. SUSAN J. HEDMAN and
3 MS. KRISTIN MUNSCH
4 100 West Randolph Street, 11th Floor
5 Chicago, IL 60601
6 for the People of the State of Illinois;

7 MR. MICHAEL S. PABIAN
8 10 South Dearborn Street, 49th Floor
9 Chicago, IL 60603
10 for Commonwealth Edison Company;

11 MR. MATTHEW R. TOMC
12 1901 Chouteau Avenue
13 St. Louis, MO 63166
14 via telephone for Ameren Services Company;

15 MS. SUZAN M. STEWART and
16 MS. KAREN M. HUIZENGA
17 401 Douglas Street
18 Sioux City, IA 51102
19 via telephone for MidAmerican Energy Company;

20 MS. CYNTHIA A. FONNER
21 550 West Washington Street, Suite 300
22 Chicago, IL 60661
via telephone for Constellation Energy
Group, Inc.

21 SULLIVAN REPORTING COMPANY, by
22 Jean M. Plomin, CSR, RPR
License No. 084-003728

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22

I N D E X

<u>Witnesses:</u>	<u>Direct</u>	<u>Cross</u>	<u>Re-direct</u>	<u>Re-cross</u>	<u>By Examiner</u>
None.					

E X H I B I T S

<u>Number</u>	<u>For Identification</u>	<u>In Evidence</u>
None.		

1 JUDGE SAINCOT: By the authority vested in me
2 by the Illinois Commerce Commission, I now call
3 Docket No. 07-0483. It is the Illinois Commerce
4 Commission, On Its Own Motion, and it concerns
5 development of net metering standards required by
6 Public Act 95-0420.

7 Will the parties identify themselves
8 for the record, please.

9 MR. LANNON: Appearing on behalf of the Staff
10 of the Illinois Commerce Commission, Mike Lannon and
11 Mike Borovik, 160 North LaSalle Street, Suite C-800,
12 Chicago, Illinois, 60601.

13 MR. MOORE: On behalf of the Retail Energy
14 Supply Association, Stephen Moore, law firm of
15 Rowland & Moore, 200 West Superior Street, Suite 400,
16 Chicago, Illinois, 60610.

17 MR. KELTER: On behalf of the Environmental Law
18 and Policy Center, Robert Kelter, 35 East Wacker,
19 Suite 1300, Chicago, 60601.

20 MS. HEDMAN: On behalf of the People of the
21 State of Illinois, Susan Hedman and Kristin Munsch in
22 the Illinois Attorney General's Office, 100 West

1 Randolph, 11th Floor, Chicago, 60601.

2 MR. PABIAN: On behalf of Commonwealth Edison
3 Company, Michael S. Pabian, P-a-b-i-a-n, 10 South
4 Dearborn Street, 49th Floor, Chicago, Illinois,
5 60603.

6 MR. TOMC: On behalf of the Ameren Illinois
7 Utilities, Matthew R. Tomc. My address is
8 1901 Chouteau Avenue, P.O. Box 66149, St. Louis,
9 Missouri, 63166. My phone number is (314) 554-4673;
10 fax (314) 554-4014.

11 Also, I'd like to note for the record
12 that this is on a teleconference, and I am having
13 some intermittent communication issues on my end of
14 the line. So if I drop off, I may not be on the line
15 anymore.

16 MS. STEWART: This is Suzan M. Stewart and
17 Karen M. Huizenga appearing on behalf of MidAmerican
18 Energy Company, P.O. Box 778, 401 Douglas Street,
19 Sioux City, Iowa, 51102.

20 MS. FONNER: Cynthia Fonner, on behalf of
21 Constellation New Energy, Inc. --

22 JUDGE SAINSOT: Speak up, Ms. Fonner, please.

1 MS. FONNER: 550 West Washington Street,
2 Suite 300, Chicago, Illinois, 60661.

3 JUDGE SAINSOT: Any further appearances?

4 Okay. Let the record reflect that the
5 parties have agreed to a status hearing on
6 February 19th at 1:30 p.m.

7 Also, I believe, Mr. Kelter, you have
8 a motion?

9 MR. KELTER: I don't actually have a motion,
10 your Honor. I just had a suggestion for scheduling,
11 that after the proposed order comes out, that it be
12 published in the Illinois Register as the draft rule
13 and then parties be allowed to comment on it and that
14 that would satisfy 220 ILS Section 10-111.

15 JUDGE SAINSOT: I think that's really a motion.

16 Any objection?

17 MR. TOMC: Yes, your Honor. This is Matt Tomc
18 on behalf of the Ameren Illinois Utilities, and I
19 would object to the request or motion of Mr. Kelter
20 to the extent that any of Ameren Illinois Utilities'
21 rights to bring exceptions to the proposed order are
22 prejudiced. And Ameren Illinois Utilities wishes to

1 preserve any rights it may have to offer any
2 additional exceptions that it would be entitled to.

3 MR. LANNON: And, your Honor, while
4 acknowledging the very tight deadlines everybody's
5 faced in this proceeding, Mr. Kelter's suggestion
6 runs counter to Staff's reading of Section 10-111.

7 MR. PABIAN: And, your Honor, ComEd would
8 concur in the objection of MidAmerican and Staff as
9 well.

10 JUDGE SAINSOT: Ameren.

11 MR. PABIAN: I'm sorry. Ameren.

12 JUDGE SAINSOT: I have to say that my -- and
13 we've had discussions about this -- my interpretation
14 of the statute is Mr. Kelter's.

15 Having said that, I don't want to
16 prejudice any party. So if there's -- despite the
17 fact that there's a short period of time, I certainly
18 don't want to put parties in a position where a rule
19 diserves them unnecessarily.

20 Having said that, I have to note that
21 there still is one more bite of the apple in terms of
22 notice and opportunity to be heard and that is after

1 the first notice order issues. So, again, if we had
2 all the time in the world, I wouldn't care; but we
3 don't. And I do construe the statute in the manner
4 that Mr. Kelter does, so his motion is granted, but
5 your concerns are duly noted.

6 Okay. And as soon as I find out about
7 when the first notice order will go out, I will let
8 everybody know.

9 MR. LANNON: Thank you, your Honor.

10 MR. PABIAN: Thank you.

11 (Whereupon, the above-entitled
12 matter was continued to
13 February 19, 2008, at
14 1:30 p.m.)

15

16

17

18

19

20

21

22